AE ZM PATENT 2831

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

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| ) Group: 2831                |
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| ) Examiner: Angel R. Estrada |
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## <u>LETTER</u>

MS Appeal Brief-Patents Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Responsive to the Notification of Non-Compliant Appeal Brief dated July 14, 2005,

Attorney for the Applicant indicates that the Appeal Brief was filed on May 24, 2005 and that the

Brief indicates there are no related appeals or interferences known to the Appellant. The

Notification mailed July 14, 2005 indicates that the Appeal Brief is deficient for not including

copies of Decisions rendered by a Court or the Board in a proceeding identified in the related

Appeals Interferences section. However, Appellant is unaware of any related appeals or

interferences as stated on page 1 of Appellant's brief. Accordingly, Appellant respectfully

requests withdraw of the indication that the Appeal Brief is non-compliant.

GRD0126.US

In the event Applicant have overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicant hereby conditionally petitions therefor and authorizes that any charges be made to Deposit Account No. 20-0095, TAYLOR & AUST, P.C.

Respectfully submitted,

Max W. Garwood

Registration No. 47,589

Attorney for Applicant

**CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MS Appeal Brief-Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on: <a href="Mulgat 15"><u>August 15</a>, 2005.</u>

Max W. Garwood, Reg No. 47,589

NAME OF REGISTERED REPRESENTATIVI

SIGNATURE

August 15, 2005

DATE

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